IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.5911 of 2008
ARVIND RAI
Versus
STATE OF BIHAR
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3 12.5.2008 Heard counsel for the petitioner and the State.

The petitioner is an accused in a case under section 302/34 of the Penal Code.

It is alleged by the informant that due to previous enmity the accused persons including the petitioner killed his brother.

Learned counsel for the petitioner submits that he has been falsely implicated in this case on account of earlier case lodged by him against the brother of the informant as would be evident from Annexure-2. He further submits that the witnesses in the case diary have also stated that the petitioner was not present at the time of occurrence. He submits that co-accused Mukesh Kumar Sah @ Mukesh Sah has been granted bail by a bench of this court by order dated 25.5.2005 passed in Cr.Misc.No.17844 of 2005.

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Considering the facts and circumstances of the case, the petitioner Arvind Rai is directed to be released on bail in connection with Bhagwanpur P.S.Case No.196 of 2004 on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Vaishali at Hajipur.

KHAN (S.P.Singh,J)